

ESTTA Tracking number: **ESTTA611484**

Filing date: **06/23/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	77080324
Applicant	POWER BEVERAGES, LLC
Applied for Mark	YING YANG VODKA
Correspondence Address	TIMOTHY J MONAHAN MONAHAN & COMPANY LLC 201 E PARK AVE GREENVILLE, SC 29601 UNITED STATES tmonahan@monahanip.com, tanderson@monahanip.com
Submission	Applicants Request for Remand and Amendment
Attachments	2014 06 23 Request for Remand.pdf(151998 bytes)
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Signature	/Timothy J. Monahan/
Date	06/23/2014

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Applicant: Power Beverages, LLC
Mark: Ying Yang Vodka (stylized)
Serial No.: 77/080,324
Filed: January 10, 2007

VIA ELECTRONIC FILING SYSTEM

ATTN: Trademark Trial and Appeal Board
Commissioner for Trademarks
P.O. Box 1451
Alexandria, Virginia 22313-1451

REQUEST BY APPLICANT TO REMAND

Applicant, Power Beverages, LLC, through undersigned counsel hereby requests the Board to remand the application to the examining attorney.

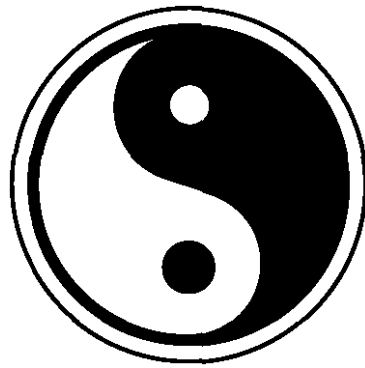
1. The basis of the present appeal is the examining attorney's refusal to accept the specimen filed with the Statement of Use, on the ground that the specimen disagreed with the mark shown in the drawing.
2. Applicant desires to amend the drawing of the mark to match the specimen.
3. A copy of the proposed amended drawing is attached hereto as Exhibit B.
4. Counsel for Applicant has been in communication with the examining attorney, Ms. Wendy B. Goodman, who has indicated that an amendment to the drawing to conform to the specimen would be accepted, and then the specimen could be accepted.

Applicant submits that this request is for good cause and is not interposed for delay.

Respectfully Requested,

/Timothy J. Monahan/

Timothy J. Monahan



ying
 **yang**

VODKA

Exhibit "B"